

# DAILY DIGEST

Vol. 17, No. 149

August 4, 1998

\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## NEWS RELEASES

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COMMON CARRIER BUREAU NAMES THREE EXPERIENCED LITIGATORS -- ATTWOOD, REYNOLDS AND LAMANCUSA -- TO ENFORCEMENT DIVISION. CCB. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/News\\_Releases/1998/nrcc8055.wp](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8055.wp)

FCC RELEASES INTERNATIONAL TRENDS REPORT. CCB Contact: Linda Blake or Jime Lande, Industry Analysis Division at (202) 418-0940, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/News\\_Releases/1998/nrcc8056.wp](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8056.wp)

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## PUBLIC NOTICES

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Released: August 4, 1998. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. Contact: Barbara Lowe, Office of the Secretary, at (202) 418-0310. Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/Exparte/1998/ex980804.html](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Exparte/1998/ex980804.html)

Released: August 4, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - AUGUST 3. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/combined/tt080398.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt080398.pdf)

Report No: 44297. Released: August 4, 1998. BROADCAST ACTIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac980804.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac980804.txt)

Report No: 24297. Released: August 4, 1998. BROADCAST APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap980804.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap980804.txt)

Report No: 2289. Released: August 4, 1998. PETITIONS FOR RECONSIDERATION AND CLARIFICATION OF ACTION IN RULEMAKING PROCEEDINGS. Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/1998/pnmc8042.wp](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8042.wp)

Released: August 4, 1998. COMMISSION SEEKS COMMENT ON WESTERN WIRELESS PETITION FOR PREEMPTION OF STATUTES AND RULES REGARDING KANSAS STATE UNIVERSAL SERVICE FUND. On July 20, 1998, Western Wireless Corporation petitioned the Commission to preempt certain Kansas statutes and rules which Western alleges unlawfully establish a purported universal service program that is not competitively neutral and is not related to the cost of providing universal service. Comments to Western's Petition for Preemption due September 3. Replies due September 18. (DA No. 98-1544). Contact: David Krech or Jeffrey Steinberg, Commercial Wireless Division at (202) 418-0620. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1998/da981544.wp](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/da981544.wp)

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## TEXTS

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TIME WARNER CABLE. Denied petition for reconsideration filed by Time Warner Cable for reconsideration of the Commission's Fourth Report and Order in Implementation of Section 302 of the Telecommunications Act of 1996, Open Video Systems. Dkt No.: CS- 96-46. Action by the Commission. Adopted: July 24, 1998. by Order on Recon. (FCC No. 98-172). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/fcc98172.wp>

COX COMMUNICATIONS SAN DIEGO, INC., CHULA VISTA, CA. Granted cable operator's appeal of local rate order regarding an upgrade cost-of-service showing and remanded case to the local franchising authority for further proceedings. Action by Deputy Bureau Chief. Adopted: August 3, 1998. by MO&O. (DA No. 98-1536). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981536.wp>

AMENDMENT OF PARTS 2, 25, AND 97 OF THE COMMISSION'S RULES WITH REGARD TO THE MOBILE-SATELLITE SERVICE ABOVE 1 GHZ. Proposed to amend Part 2 of the Commission's Rules by allocating the 5091-5250 MHz and 15.43-15.63 GHz bands to the fixed-satellite service (FSS) on a co-primary basis for Earth-to-space transmissions and by allocating the 6700-7075 MHz and 15.43-15.63 GHz bands on a co-primary basis for space-to-Earth transmissions. Proposed to amend Part 25 in order to add these frequency bands to the list of frequencies available for use by the Satellite Communications Service. Proposed to limit the use of these new FSS allocations to feeder links that would be used in conjunction with the service links of non-geostationary satellite orbit mobile-satellite service systems. Dkt No.: ET- 98-142. Action by the Commission. Adopted: July 28, 1998. by NPRM. (FCC No. 98-177). OET Internet URL: [https://www.fcc.gov/Bureaus/Engineering\\_Technology/Notices/1998/fcc98177.wp](https://www.fcc.gov/Bureaus/Engineering_Technology/Notices/1998/fcc98177.wp)

EXAMINATION OF CURRENT POLICY CONCERNING THE TREATMENT OF CONFIDENTIAL INFORMATION SUBMITTED TO THE COMMISSION. Addressed general policies governing the handling of confidential information as well as specific issues of confidentiality involving various types of FCC proceedings; amended rules re: information requests, audit information and programming contracts, and confidentiality requests; adopted a revised version of the Model Protective Order proposed in the Notice. Dkt No.: GC- 96-55. Action by the Commission. Adopted: July 29, 1998. by R&O. (FCC No. 98-184). OGC Internet URL: <https://www.fcc.gov/Bureaus/OGC/Orders/1998/fcc98184.wp>

**ADDENDA: The following items, released August 3, 1998, did not appear in Digest No. 148:**

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## PUBLIC NOTICES

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Released: August 3, 1998. PETITION BY THE TEXAS ATTORNEY GENERAL'S OFFICE FOR EXPEDITED TEMPORARY WAIVER OF 47 C.F.R. SECTION 52.19 FOR AREA CODE RELIEF - PLEADING CYCLE ESTABLISHED. On July 27, 1998, the Texas Attorney General's Office filed a Petition for Expedited Waiver of Section 52.19(c)(3)(ii) of the FCC's rules re: area codes. The Petitioner requested permission to allow seven-digit dialing, for a period not to exceed six months from the date of implementation of area code overlays in the Houston and Dallas metropolitan areas. Comments due August 13; replies August 18. (DA No. 98-1537). Contact: Jared Carlson, Network Services Division at (202) 418-2320, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1998/da981537.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da981537.wp)

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1998 BIENNIAL REGULATORY REVIEW - REVIEW OF ACCOUNTING AND COST ALLOCATION REQUIREMENTS - UNITED STATES TELEPHONE ASSOCIATION PETITION FOR RULEMAKING. Extended on the FCC's own initiative, the filing deadline for reply comments to the Notice of Proposed Rulemaking ("Accounting Reductions NPRM") in this proceeding. Reply comment filing deadline extended from August 3 to September 4, 1998. Dkt No.: CC- 98-81. Action by Chief, Accounting Safeguards Division. Adopted: August 3, 1998. by Order. (DA No. 98-1545). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1998/da981545.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da981545.wp)

ERRATUM. Corrected Appendix A, the Proposed Rules in the NPRM, FCC 98-149 "1998 Biennial Regulatory Review - Review of International Common Carrier Regulations," released July 14, 1998. Dkt No.: IB- 98-118. Action by Bureau Chief. IB

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The following items are corrections from previous Daily Digests.

The Public Notice listed on yesterday's Daily Digest - "FCC Announces the Next Meeting of the North American Numbering Council" - DA 98-1529, CC Docket No. 92-237 should have been listed as released July 31, 1998, not August 3, 1998.